including monitoring their quality, rests with the State Governments. The Drugs Inspectors of States/UTs are empowered under the said Act to draw samples randomly from the licenses premises to validate their quality from the drugs testing laboratories. On receipt of the test report from the Government Analyst of testing laboratories, necessary action including administrative and legal are initiated as per the provisions of the said Act and Rules thereunder against the persons who manufacture and sell drugs of questionable quality. So far as NCT of Delhi is concerned, as per the feedback available from Drugs Control Administration Delhi, appropriate action by way suspension/cancellation/prosecutions have been taken against the manufacturers located in Delhi and matters pertaining to manufacturers located outside Delhi are referred to the concerned State Drugs Controller for appropriate action. Chemists are asked to recall the sub-standard drugs for returning to the manufacturers.

(c) As per the feedback available by the Drugs Control Administration Delhi, there are 29 drugs inspectors in position in the Drugs Control Department of Govt, of NCT of Delhi against the sanctioned strength of 31 drugs inspectors. There are a total number of 9616 retail/wholesale dealers of drugs and 744 manufacturing units in the capital as on 31.3.2004.

(d) As per the feedback available by the Drugs Control Administration Delhi, the total number of shops/drugs manufacturing units inspected in 2002-2003 and 2003-2004 and contravention observed/detected are as under:

| | 2002-2003 Mfg./Sale | 2003-2004 Mfg./Sale |
|---|---|---|
| No. of Inspections No. | 956/6266 | 788/6535 |
| of Contraventions | 41/943 | 19/949 |

**Sex Determination Test**

1108. SHRI MOTILAL VORA: Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

(a) whether it is a fact that to stop sex determination tests being conducted illegally in the country at present, the Supreme Court has

†Original notice of the question was received in Hindi.

directed all the States to confiscate the unregistered and unlicensed ultrasound machines being used in all the clinics; and

(b) if so, the details of action taken by the Centre and all the State Governments?

THE MINISTER OF HEALTH AND FAMILY WELFARE (DR. ANBUMANI RAMADOSS): (a) Yes, Sir. The Hon'ble Supreme Court of India in its Order dated 29.1.2002 in the Writ Petition (Civil) No. 301/ 2000 had, *inter alia,* directed that the concerned State Governments/UTs to take immediate action to seal and seize the ultrasound machines using by those Clinics who have not registered under the Pre-conception and Pre-Natal Diagnostic Techniques (Prohibition of Sex Selection) Act, 1994.

(b) As on 31.3.2004, about 213 machines have been sealed and seized and 407 complaints have been filed in the Courts/Police against violators of the law.

**Trials of New Drugs**

1109. SHRI B.J. PANDA: Will the Minister of HEALTH AND FAMILY WELFARE be pleased to state:

(a) whether it is a fact that in our country trials of new drugs can only be done on human beings with the specific approval of competent authority;

(b) whether it is also a fact that there are instances where such trials for cancer drugs and other diseases are being done without prior approval of the competent authority;

(c) whether Drugs Controller or any such authority has ever enquired into such incidents; and

(d) if so, the details thereof alongwith action taken against the accused?

THE MINISTER OF HEALTH AND FAMILY WELFARE (DR. ANBUMANI RAMADOSS): (a) Yes, Sir. According to rule-122DAof Drugs and Cosmetics Act and Rules thereunder the approval from competent authority is required to undertake clinical trial with New Drugs.

(b) to (d) Instances of any alleged clinical trial of New Drug without prior approval of competent authority are duly investigated by the office of theDCG(l).